

COMMISSION MEETING MINUTES  
November 28, 2006

The Board of Davis County Commissioners met in the Commission Chambers of the Davis County Courthouse, Farmington, Utah on November 28, 2006, for a telecommunication meeting. Members present Commissioner Dannie R. McConkie, Commissioner Alan Hansen, Clerk/Auditor Steve S. Rawlings, Chief Deputy Civil County Attorney Gerald E. Hess, and Commission Office Manager Linda May. Commissioner Carol R. Page joined the meeting by telecommunication.

Commissioner  
McConkie  
Pro- Tem

Commissioner Page made a motion to have Commissioner McConkie serve as Pro-Tem.  
Commissioner Hansen seconded the motion. All voted aye.

Mitchell  
Subdivision  
Name Change  
to Bernard  
Subdivision  
and Approval  
of Subdivision  
Granted

Barry Burton, Davis County Community and Economic Development, presented the item for approval of the Mitchell Subdivision that was delayed last week. In further research for the plat it was discovered the name had already been used. The name for the subdivision is to be changed to Bernard Subdivision. The purpose of the action is to divide one acre into two ½ acre lots. All other signatures from sewer district, water district, surveyor’s office etc. have been obtained. Commissioner Page made a motion to approve.  
Commissioner Hansen seconded the motion. All voted aye. The document will now be recorded.

Mutton Hollow  
Township  
Planning  
Commission  
Board  
Appointments

Barry Burton, also presented the item regarding the appointments of the Mutton Hollow Township Planning Commission that has been reviewed. The following names are being presented to serve on the board. The following individuals Stan Moss and Everett Watts will be reappointed for new terms that will expire on December 31, 2010. Mr. Dee Stephenson will serve to fill the vacancy on the Commission created by the resignation of Greg Childs who recently moved from the area. The term will continue through to December 31, 2008. Commissioner Hansen made a motion to approve all three names. Commissioner Page seconded the motion. All voted aye.

Withdraw  
Agreement for  
Fred L.  
Thalmann

The agenda item regarding an agreement with Fred L. Thalmann has been withdraw at the companies request as they are no longer available to work on the project and meet the requested deadlines.

Agreement  
#2006-328 UT  
Division of  
Homeland  
Security

Roger Anderson, Chief Deputy Davis County Sheriff’s Office, presented agreement #2006-328 with the Utah Division of Homeland Security. It is a request to be considered for funds for an FY 2006 homeland security grant for advanced disruption techniques (ADT) training and materials. The amount will be determined by the State. Commissioner Page made a motion to approve. Commissioner Hansen seconded the motion. All voted aye. The document is on file in the office of the Davis County Clerk/Auditor.

Change Order  
#2005-51L  
Layton  
Construction  
Company, Inc.  
for Jail  
Expansion  
Project

Kevin McLeod, Chief Deputy Davis County Sheriff’s Office, presented change order #2005-51L for Layton Construction Company, Inc. Several items have been listed on the summary sheet which have been reviewed and are in compliance for the jail construction expansion. It is a payable in the amount of \$42,582.00. Commissioner Hansen made a motion to approve. Commissioner Page seconded the motion. All voted aye. The document is on file in the office of the Davis County Clerk/Auditor.

Kevin reminded everyone the ribbon cutting for the jail expansion is on December 13 at 9:00 a.m. at the new visitors lobby entrance. A press release will be sent out. On December 15 will be an open house for people to sign up and spend a night in the new jail. Any child 12 – 18 must be accompanied by an adult. Reservations will need to be made in advance.

Agreement  
#2006-329  
Wells Fargo  
Bank for  
Electronic

Mark Altom, Davis County Treasurer, presented agreement #2006-329 with Wells Fargo Bank. It is a document the financial institution is requiring be signed for the ACH origination services. There is no money involved in the agreement. It relates to electronic transmission of financial transactions. Commissioner Page

Transmission Transactions

Agreement #2006-330 American Flood Research, Inc for Tax Ownership Plats

Approval of Policy to Provide Compliance with Personal Property Tax Filings

Resolution #2006-331 for Electronic Meeting Procedure

Property Tax Register Approved

Personal Property Tax Register Approved

Personnel Register Approved

Check Registers Approved

made a motion to approve. Commissioner Hansen seconded the motion. All voted aye.

Agreement #2006-330 with American Flood Research, Inc. was presented. The company will pay \$200.00 plus \$25.00 quarterly for purchase of tax parcel ownership plats for Davis County. Commissioner Hansen made a motion to approve. Commissioner Page seconded the motion. All voted aye. The document is on file in the office of the Davis County Clerk/Auditor.

Cary Liston, Chief Deputy Davis County Assessor’s Office, explained a request for approval of policy to provide compliance with a procedure passed by the State of Utah Legislature. The procedure is as follows:

Section 59-2-115, which takes effect January 1, 2007 gives a property tax exemption for taxable tangible personal property with a total aggregate fair market value of \$3,500 or less. R884-24P-68 (4) states, “A taxpayer shall apply for the exemption provided under Section 59-2-115 within 30 days from the day the taxpayer is requested to indicate whether the taxpayer has been less than \$3,501 of taxable tangible personal property in the county.” This would make the filing deadline February 2<sup>nd</sup> or 3<sup>rd</sup> of each year.

The Clerk/Auditor and Assessor’s offices would like to propose that the Commission extend the filling application for the personal property exemption to 30 days after the second mailing (which is mailed out certified in late March or April). This will give the taxpayer an additional 60 and 90 days extension to apply for the exemption. The taxpayer would then be able to apply up until the time the late filing penalty is placed on their account pursuant to 59-2-307 1(c) which states any person who does not file the signed statement “shall pay a penalty equal to 10% of the estimated tax due; but not less than \$100.”

The late filing penalty is assessed to the business account 30 days after the second mailing. At the time the penalty is assessed to the account, the taxpayer would no longer be able to file for the exemption.

The procedure as been reviewed by the Davis County Attorney’s Office and the Davis County Clerk/Auditor’s Office. Commissioner Hansen made a motion to approve. Commissioner Page seconded the motion. All voted aye. The document is on file in the office Davis County Assessor and Clerk/Auditor.

Resolution #2006-331 establishes the use of electronic meetings for the Davis County Board of County Commissioners was presented. Jerry Hess explained that we have a procedure in place but this updated as a resolution brings the procedure in compliance with the new open meeting laws. Commissioner Page made a motion to approve. Commissioner Hansen seconded the motion. All voted aye. The document is on file in the office of the Davis County Clerk/Auditor.

Commissioner Hansen made a motion to convene as the board of Equalization. Commissioner Page seconded the motion. All voted aye.

Commissioner Hansen made a motion to approve the property tax register as presented. Commissioner Page seconded the motion. All voted aye. The document is on file in the office of the Davis County Clerk/Auditor. Steve Rawlings, Davis County Clerk/Auditor, stated that to date there are 551 approvals and 111 denials.

Commissioner Hansen made a motion to reconvene the regularly scheduled commission meeting. Commissioner Page seconded the motion. All voted aye.

A personal property tax register as prepared by the Davis County Assessor’s Office was presented. Commissioner Hansen made a motion to approve. Commissioner Page seconded the motion. All voted aye.

A personnel register was presented for approval. Commissioner Page made a motion to approve. Commissioner Hansen seconded the motion. All voted aye.

Check registers as prepared by the Davis County Clerk/Auditor’s Office were presented. Commissioner Hansen made a motion to approve. Commissioner Page seconded the motion. All voted aye. The document is on file in the office of the Davis County Clerk/Auditor.

Meeting adjourned.